

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

MAY 8 1967

Date of filing in State Engineer's Office

Returned to applicant for correction

Corrected application filed

Map filed February 24, 1964, under 21652

The applicant Labarry and Labarry Company
 of P. O. Box 293, Eureka, County of Eureka,
 State of Nevada, hereby make s application for permission to appropriate the public
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Cottonwood Creek and its tributaries
Name of stream, lake or other source.
2. The amount of water applied for is 5.4 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet _____ acre-feet
3. The water to be used for irrigation and domestic purposes
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated) 320
 - (b) Stockwater (state number and kinds of animals to be watered) _____
 - (c) Other use (describe fully under "No. 11. Remarks") _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____
5. The water is to be diverted from its source at the following point: In the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8,
T. 20 N., R. 54 E., M.D.B. & M., or at a point from which the SW
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
corner SEC. 6, T. 20 N., R. 54 E., M.D.B. & M. bears N. 88° 55' 40"
it should be stated. W. 9034.99 feet distant
6. Place of use: The W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 5, T. 20 N., R. 54 E., M.D.B. & M., SE $\frac{1}{4}$ Sec.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
36, T. 21 N., R. 53 E., M.D.B. & M., Lots 1, 2, and 5 Sec. 1,
T. 20 N., R. 53 E., M.D.B. & M.
7. Use will begin about January 1st and end about December 31st, of each year.
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) Early run-off to be reservoired
and used for irrigation.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$500.00
10. Estimated time required to construct works. 3 years
11. Remarks. Cottonwood Creek including North Fork and South Fork and Sawmill Creek between the 2 forks contribute spring and summer run-off for irrigation for the main Cottonwood Ranch of Labarry and Labarry

Applicant. Labarry and Labarry Company

s/

By. Robert W. Millard

Compared. jw/dp

hs/jw

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second but not to exceed a yearly duty

4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before April 16, 1968

Proof of commencement of work shall be filed before May 16, 1968

Work must be prosecuted with reasonable diligence and be completed on or before April 16, 1969

Proof of completion of work shall be filed before May 16, 1969

Application of water to beneficial use shall be made on or before April 16, 1972

Proof of the application of water to beneficial use shall be filed on or before May 16, 1972

Map in support of proof of beneficial use shall be filed on or before May 16, 1972

Commencement of work filed May 16, 1968 IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 16th day of October

Cultural map filed JUN 20 1969

Certificate No.

A.D. 1967

CANCELLED RE PERCAUSE OF FAILURE

APPLICANT TO COMPLY WITH THE COUNTY PERMIT

STATE ENGINEER